IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
SUIT NO.755 OF 1985

Mohammedali Abbasali Mirza ...Plaintiff
vs.
Dipchand Swaraj Gardi & Ors. ...Defendants

None for the Plaintiff
Mr.P.M.Patwardhan for the Defendant

CORAM: A.S.OKA,J.
DATE : AUGUST 16,2007

P.C.:

1. The plaintiff is absent. By order dated 23rd July 2007, this court directed the Registry to issue notice to the plaintiff informing the plaintiff that the suit shall be listed today for issues. The report dated 14th August 2007 submitted by the Section Officer shows that the notice was attempted to be delivered at the registered address of the plaintiff mentioned in the plaint. The address shown in the cause title is the same as the registered address of the plaintiff. The report of the Section Officer shows that the office delivery Peon found that the building as mentioned in the registered address was not in existence.

2. It is, thus, obvious that the registered address of the plaintiff has undergone a change. It was the responsibility of the plaintiff to place the new address on record. However, the plaintiff has failed to do so. Hence, the suit is dismissed for non prosecution.

JUDGE